

**SERIAL NO. 10/643,006**

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant:	LOVETT et al.	Examiner:	Nguyen, H.
Serial No.:	10/643,006	Group Art Unit:	3736
Filed:	August 18, 2003	Docket No.:	GUID.060PA
Confirmation No.:	2975	Customer No.:	51294
Title:	SLEEP STATE CLASSIFICATION		

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on May 4, 2010.

By: /Rennae Johnson/  
Rennae Johnson

**RESPONSE SUBMITTED CONCURRENTLY WITH**  
**REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. §1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed December 4, 2009, setting a three (3) month shortened statutory period for response, and the subsequent Advisory Action dated March 10, 2010, the Applicant submits the present amendment and response under 37 C.F.R. §1.114.

Claims 86-123 remain pending in the application. Claims 86, 88, 92, 93, 97, 98, 104, 106, 110, 114, 116 and 117 have been amended. Claims 94 and 111 have been canceled. No claims have been added. The Applicant respectfully requests reconsideration and allowance of all pending claims.

**AMENDMENTS TO THE CLAIMS** are reflected in the listing of claims which begins on page 2 of this paper.

**REMARKS/ARGUMENTS** begin on page 9 of this paper.